

April 1, 2015

Chief, Multimedia Permits and Compliance Branch  
Caribbean Environmental Protection Division  
U.S. Environmental Protection Agency, Region 2  
City View Plaza II, Suite 7000  
48 RD. 165 Km. 1.2  
Guaynabo, Puerto Rico 00968-8069

RE: Administrative Order on Consent Docket Number CWA-02-2015-3102 –  
Compliance with AOC Section VII, ¶77 Q-1 Report

Dear Jose:

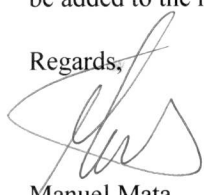
On March 18, 2015 AES Puerto Rico LP (“AES-PR”) and the United States Environmental Protection Agency (“EPA”) entered into the above referenced Administrative Order on Consent (“AOC”), under which AES-PR is obligated to comply with certain requirements (AOC Section VII, Ordered Provisions). All capitalized terms in this letter shall have the meaning as defined in the AOC.

Under AOC Section VII ¶77, Until Termination of this Order, Respondent shall prepare and submit Quarterly Progress Reports (QPR) that describe the current status and progress of Respondent’s actions taken to comply with the provisions of this Order.

In compliance with the new AOC requirement, AES-PR hereby submits the required QPR for Q-1 2015 as an attachment to this letter.

Please note that AES-PR is submitting this report well in advance of the required deadline. We respectfully ask EPA to advise AES-PR promptly, should the agency have any concerns with this submission. Should AES-PR not receive any timely comments from EPA, we will reasonably consider that EPA has agreed that AES-PR has satisfied this requirement of AOC Section VII, ¶77 Q-1 2015 report. Should EPA require additional time to review and provide comments back to AES-PR, that review time is of course entirely beyond the control of AES-PR and should be added to the required time frame for AES-PR to comply with this requirement.

Regards,

  
Manuel Mata  
President AES Puerto Rico  
Attachments

2015 APR -2 PM 2:00  
RECEIVED  
U.S. EPA

**Administrative Order on Consent  
AES Puerto Rico Coal Fired Power Plant  
Docket Number CWA-02-2015-3102  
NPDES Tracking Number PRU020663**

Certification

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."



Manuel Mata  
President AES Puerto Rico

3/26/2010

Date

# **Quarterly Progress Report (QPR)**

## **No. 1**

**Administrative Compliance Order  
AES-PR Coal Fired Power Plant  
Docket Number CWA-02-2015-3102**

**April 1, 2015**

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AES Puerto Rico, LP (AES-PR) is hereby submitting to the United States Protection Agency (USEPA) this Quarterly Progress Report (QPR) in accordance with Provision 77 of the Administrative Compliance Order (ACO), Docket Number CWA-02-2015-3102.

## **Milestones and Activities**

This reporting period covers the actions taken from March 18-31, 2015. During this reporting period AES-PR completed a number of actions towards meeting the Provisions of this ACO, including:

- 1- **Ordered Provision 66 - Within thirty (30) calendar days of the Effective Date of this Order, Respondent shall complete and submit the MDMR forms for the benchmark monitoring conducted pursuant to the requirements of the ACO and MSGP.**

MDMR forms for Q4 2013, Q1-Q4 2014 and Q1 2015 were completed and submitted to USEPA on March 20, 2015. This information was submitted in hardcopy and electronic form. This provision has been completed.

- 2- **Ordered Provision 68 - Upon the Effective Date of this Order and for a period of one year, Respondent shall conduct benchmark monitoring and analyze samples according to Part 6.1.3 (measurable storm event), Part 6.1.4 (sample type), Part 6.1.5 (adverse weather condition), Part 6.1.7 (monitoring periods), Part 6.2.1.1 (applicability of benchmark monitoring), Part 6.2.1.2 (benchmark monitoring schedule), Part 8.O.7 (sector-specific benchmark for steam electric power generating facilities) and Part 8.Q.6 (sector-specific for water transportation) of the MSGP. Also, Respondent shall:**

- a. **monitor at least once at the permanent sampling points 001, 002, and 003 (SP-001, SP-002, and SP-003, respectively) in each of the**

following 3-month intervals: January 1 – March 31; April 1 – June 30; July 1 – September 30; and October 1 – December 31;

b. analyze the samples for total aluminum, total iron, total lead and total zinc;

c. document monitoring activities and laboratory reports for each sampling point; and

d. prepare MDMR forms within thirty (30) days of receiving the laboratory results. Respondent shall use the MDMR available at the EPA's web site at <http://water.epa.gov/polwaste/npdes/stormwater/>.

AES-PR personnel monitored permanent sampling points 001, 002, and 003 during January 1 – March 31, 2015. Samples were analyzed for total aluminum, total iron, total lead and total zinc. Sample's laboratory reports for each sampling point were received on February 27, 2015. Monitoring activities were documented and MDMR form for Q1 2015 was submitted to USEPA via hardcopy and electronic form on March 20, 2015.

- 3- **Ordered Provision 70** - Within thirty (30) calendar days of the Effective Date of this Order, Respondent shall submit a detailed report concerning the implementation of each of the action items included in the BMPs Matrix table and schedule, which EPA approved in its May 5, 2013 letter. Respondent shall supplement this information with documentation, which shall include at a minimum, photo-documentation and an updated BMPs Matrix table.

AES-PR submitted to USEPA on March 25, 2015 a detailed report consisting of an updated BMPs Matrix table with photo documentation concerning the implementation of each of the action items included in the BMPs Matrix table and schedule, which EPA approved in its May 5, 2013 letter. This information was submitted in hardcopy and electronic form

- 4- **Ordered Provision 71** - Within thirty (30) calendar days of the Effective Date of this Order, Respondent shall prepare and submit the comprehensive site inspection reports pursuant to Part 4.3.2 of the MSGP for the December 13, 2012 and December 19, 2013 comprehensive site inspections.

Comprehensive Site Inspection Reports for the December 13, 2012 was completed and submitted to USEPA on March 20, 2015, and the December 19, 2013 Report was completed and submitted to USEPA on March 25, 2015. This information was submitted in hardcopy and electronic form. This provision has been completed.

- 5- **Ordered Provision 75** - No later than sixty (60) days after the Effective Date of this Order, Respondent shall create, in addition to the existing Environmental Coordinator Position, a Storm Water Compliance Coordinator (Coordinator) position at the Facility. The Coordinator shall be:
- a. an employee of Respondent who has the education, experience and skills to manage compliance with storm water management requirements including the control measures and BMPs at the Facility, with the authority to direct Respondent's employees in connection with storm water compliance activities;
  - b. responsible for: (i) overseeing the preparation, amendment, and certification of the SWPPP; (ii) providing and/or coordinating applicable environmental training to the Facility's personnel; (iii) conducting quarterly and routine inspections; (iv) assisting employees and/or contractors with the installation, maintenance and improvement of non-structural and structural BMPs; (v) conducting comprehensive site inspections; (vi) determining if appropriate actions have been timely made to address compliance violations or to make improvements to BMPs; (vii) coordinating the pick-up and

analysis of storm water samples; (viii) monitoring compliance with this Order; and (ix) preparing and submitting Reports to EPA; and  
c. an advisor to Respondent's officers with respect to compliance with the MSGP and this Order.

The posting for the above referenced position was published on the Careers section of [www.aes.com](http://www.aes.com) on March 26, 2015 and on El Nuevo Día newspaper on March 29, 2015.

**6- Activities for Next Reporting Period**

Comply with the requirements of the remaining provisions of the ACO by their respective due dates.